

IN THE DISTRICT COURT OF RIO ARRIBA COUNTY

STATE OF NEW MEXICO

STATE OF NEW MEXICO on the  
relation of S. E. REYNOLDS,  
State Engineer,

Plaintiff,

vs.

ROMAN ARAGON, et al.,

Defendants.

No. 8294

Sub-File No. 250  
Accequia de Chusita

ORDER

THIS MATTER having come before the Court and after  
having heard the testimony, considered the evidence, and  
being fully advised in the premises, now finds:

1. Name of defendant: AMABELIS MARGARENAS
2. Defendant has been legally served with process,  
has not filed an answer, certificates of non-  
appearance and default have been filed, and the  
defendant is adjudged to be in default.
3. The Court has jurisdiction of the parties  
and the subject matter herein.
4. State Engineer's hydrographic survey and report  
relating to the defendant's water rights  
have been introduced into the record and the  
same hereby are incorporated and made a part  
of this Order; that said hydrographic survey  
and report contain a true and correct summary  
of the contents of the instruments referred to  
therein.

Sub-File No. 250

5. The defendant AMABELIS MASCARENAS  
has a right to withdraw public, surface and/or  
underground waters from the Rio Chama Stream  
System for irrigation purposes as follows:

State Engineer's File No. --

Priority:

Source of water: Surface waters of the Rio Chama

Point of Diversion: Through and by means of the  
Acequia de Chama (also known as Guique Ditch) which  
diverts out of the north bank of the Rio Chama, located  
in the northwest part of the B. Itolome Sanchez Grant,  
New Mexico, Coordinate system, Central Zone:  
X = 536,680 and Y = 1,850,010, Rio Arriba County, New  
Mexico.

Location & Amount of Acreage: 10.05 acres irrigated;  
1.24 acres in part of P.C. 259, P. 2, Exception 11 and 8.81  
acres in part of P.C. 265, P. 1, Exception 1, all in  
Sections 8 & 9, T. 21 N., R. 8 E., within the San Juan  
Pueblo Grant, Rio Arriba County, New Mexico.

Duty of water: Not to exceed three acre feet per  
acre per annum delivered at the farm  
head gate.

The defendant AMABELIS MASCARENAS  
has no other surface/ground water irrigation rights  
in the aforesaid sections.

That the defendant Amabelis Mascarenas  
his agents, employees, privies, co-tenants, tenants,  
assigns, attorneys, and any and all other persons having  
a constructive knowledge of the restraining Order should  
be enjoined from any use of the surface/ground water  
in the aforesaid sections

for irrigation, except in strict accordance with the  
water rights set out hereinabove.

IT IS, THEREFORE, ORDERED that the defendant, Amabelis Mascarenas

be and hereby is adjudicated to have a good and valid water right as  
set forth above.

IT IS FURTHER ORDERED that the defendant, Amabelis Mascarenas

his agents, employees, privies, co-tenants, tenants, assigns,  
attorneys, and any and all other persons having constructive knowledge  
of the restraining order, be and they hereby are, enjoined from any  
use of the surface/ground water in the aforesaid sections

except in strict accordance with the water rights set out hereinabove.

DATED, this 15 day of April, 1963.

A TRUE COPY OF

ORIGINAL Order on file  
ENTERED April 15 19 63

SUSIE M. MONTOYA

CLERK

By J. M. Scarborough Deputy

J. M. SCARBOROUGH

DISTRICT JUDGE